

Application No. 10/804,660  
Amendment dated October 23, 2006  
Office Action mail date: July 28, 2006

**PATENT APPLICATION**

**REMARKS/ARGUMENTS**

Claims 1-65 are pending in the application. Claims 1, 15, 29, 44, 45, 51, 56, and 61 have been amended.

Claims 1-44 were rejected under 35 U.S.C. § 102(b) as being anticipated by USP 6,043,633 (Lev). Claims 45-65 were rejected under 35 U.S.C. § 102(b) and being anticipated by USP 5,757,635 (Seong).

Applicants thank the Examiner for the courtesies extended during the telephone conference held on September 26, 2006. During that conference, the undersigned discussed the Examiner's rejection.

The claims, as amended, employ the language of the specification in the paragraph bridging pages 6 and 7, which discuss dynamic change among continuous mode, critical mode, and discontinuous mode. This dynamic change occurs within one operational cycle. Neither Lev nor Seong, nor any reasonable combination of the two, teaches or suggests such dynamic change. Therefore, Applicants submit that all of claims 1-65 are patentable.

**Request for Allowance**

It is believed that this Amendment places the application in condition for allowance, and early favorable consideration of this Amendment is earnestly solicited.

If, in the opinion of the Examiner, an interview would expedite the prosecution of this application, the Examiner is invited to call the undersigned attorney at the telephone number listed below.

Atty. Docket No. MP0403  
(13298/16)

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The Office is hereby authorized to charge any fees, or credit any overpayments, to  
Deposit Account No. **11-0600**.

Respectfully submitted,  
**KENYON & KENYON LLP**

Dated: October 23, 2006

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